



THE COMMONWEALTH OF MASSACHUSETTS

**DEPARTMENT OF  
TELECOMMUNICATIONS & ENERGY  
Cable Television Division**

**CTV 06-1**

**May 5, 2006**

**NOTICE OF PUBLIC HEARING AND REQUEST FOR COMMENT BY THE  
DEPARTMENT OF TELECOMMUNICATION AND ENERGY - CABLE TELEVISION  
DIVISION ON PROPOSED AMENDMENTS TO RULES AND REGULATIONS  
GOVERNING THE CABLE TELEVISION LICENSING PROCESS**

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On May 5, 2006, the Department of Telecommunications and Energy, through its Cable Television Division ("Cable Division"), issued an Order granting the petition of Verizon Communications to open a rulemaking proceeding concerning the cable television licensing process applicable to competitive providers of cable television services. The proposed regulations would revise 207 C.M.R. § 3.00 by establishing a new cable licensing process in a city or town where the issuing authority has previously granted at least one cable license, and the applicant seeks to offer cable television service in competition with the incumbent provider. The proposed regulations would also revise 207 C.M.R. § 3.09, governing appeals of an issuing authority's licensing decision. In addition, on its own motion, the Cable Division includes in this rulemaking proceeding a proposal to make a technical correction to 207 C.M.R. by changing "Community Antenna Television Commission" to "Community Antenna Television Division" in the title, and the reference "Commission" to "Division" in each instance it appears in the section. The matter is docketed as CTV 06-1. A copy of the Order and the proposed regulations may be obtained at the Cable Division's offices. In addition, the Cable Division has posted a copy of the Order and proposed regulations on its website at <http://www.mass.gov/dte/catv/>.

The Cable Division invites interested persons to file written comments on the proposed regulations no later than the close of business, July 14, 2006 and reply comments shall be filed by September 13, 2006. Comments may not exceed 20 one-sided, double-spaced, type-written pages. Commenters should, where possible, provide both comments and reply comments in electronic format using one of the following methods: (1) by e-mail attachment to [cable.inquiry@state.ma.us](mailto:cable.inquiry@state.ma.us); or (2) on a 3.5" disk, IBM-compatible format. The text of the e-mail or the disk label must specify: (1) the docket number of the proceeding (CTV 06-1); (2) the name of the person, municipality, or company submitting the filing; and (3) a brief descriptive title of the document. The electronic filing should also include the name, title, e-mail address, if available, and telephone number of a person to contact in the event of

questions about the filing. Electronic text responses should be written in either Word Perfect (naming the document with a “.wpd” suffix), in Microsoft Word (naming the document with a “.doc” suffix), or as an Adobe Acrobat file (naming the document with a “.pdf” suffix). Data or spreadsheet responses should be compatible with Microsoft Excel.

For persons unable to file in electronic format, comments and reply comments should be filed with Clerk, Cable Television Division, One South Station, Boston, Massachusetts, 02110. Both comments and reply comments submitted in electronic format will be posted on the Cable Division’s website at [www.state.ma.us/dpu/catv](http://www.state.ma.us/dpu/catv), and will be available for public inspection at the Cable Division’s offices during business hours. Paper copies will also be made available upon request at a cost of 20 cents per page.

The Cable Division will conduct a public hearing to receive oral comment on the proposed regulations at the Cable Division’s offices, Hearing Room A, One South Station, Boston, Massachusetts, on August 16, 2006, at 10:00 A.M. Persons intending to participate in the hearing are requested to notify the Cable Division of their intent to participate. Such notice may be in writing or by email to [andrea.nixon@state.ma.us](mailto:andrea.nixon@state.ma.us) and should include complete contact information for all participants (name, title, company/community name, business address, telephone, fax, and email address).

By Order of the  
Department of Telecommunications and Energy  
Cable Television Division

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Alicia C. Matthews  
Director